GOVERNMENT OF INDIA
LAW AND JUSTICE
LOK SABHA

STARRED QUESTION NO:256
ANSWERED ON:17.12.2004
BANNING ON STRIKES AND BANDHS
Rawale Shri Mohan

Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether the Supreme Court has recently given a ruling regarding banning of strikes and bandhs;

(b) if so, the details thereof;

(c) whether the Government is seized of the situation arising out of Mumbai High Court`s recent judgment imposing punitive fines on sponsors of bandhs;

(d) if so, whether the Government proposes to initiate moves to resolve this issue; and

(e) if so, the details thereof?

Answer

MINISTER OF LAW AND JUSTICE (SHRI H.R. BHARDWAJ)

(a) Yes, sir.

(b) The Hon`ble Supreme Court of India in the case of T.K. Rangarajan Versus Government of Tamil Nadu and Others, Civil Appeal No. 5556 of 2003 order dated 06.08.2003 reported in 2003 (6) SCALE 84 has observed that no fundamental, statutory or equitable or moral rights exists for Government employees to go on strike.

(c)to(e): information is being collected and will be laid on the Table of the House.